

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chairman Bill Wilson, on February 19, 2009 at 5:00 P.M., in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Bill Wilson, Chairman (D)
Rep. Bill Beck, Vice Chairman (R)
Rep. Shannon Augare (D)
Rep. Paul Beck (D)
Rep. Carlie Boland (D)
Rep. John Fleming (D)
Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Pat Noonan (D)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery Welborn (R)

Members Excused: Rep. Michele Reinhart, Vice Chairwoman (D),
Rep. Elsie Arntzen (R), Rep. Tom Berry (R),
Rep. Scott Reichner (R)

Members Absent: None

Staff Present: Santella Baglivo, Committee Secretary
Bart Campbell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 608, 2/16/2009; HB 599,
2/16/2009; HB 603, 2/16/2009; HB
609, 2/16/2009

Executive Action: None

HEARING ON HB 599

Opening Statement by Sponsor:

00:01:11 Rep. Robin Hamilton (D), HD 92, opened the hearing on
HB 599, Revise insurance laws to require same coverage
for oral chemo as for intravenous.

EXHIBIT (buh39b01)

00:01:52 Rep. Furey enters.

Proponents' Testimony:

00:04:02 John Mudd, Executive Counsel, State Auditor's Office

00:04:24 Rep. J.P. Pomnichowski, HD 63

00:05:19 Gloria Hermanson, Self

00:06:24 Christopher Harris, Glaxo Smith Klein

00:08:22 Rep. B. Beck enters.

00:10:01 Jim Ahrens, American Society Cancer Action Network

00:11:24 Aimee Grmoljez, Billings Clinic

Opponents' Testimony:

00:13:04 Frank Cote, Blue Cross Blue Shield Montana

00:18:14 Susan Witte, General Counsel, Allegiance Benefit Plan
Management, Allegiance Life and Health Insurance

00:19:52 Tanya Ask, New West Health Services

00:21:40 Dennis Lopach, America's Health Insurance Plans

Informational Testimony: None

Questions from Committee Members and Responses:

00:22:55 Rep. Hunter

00:23:30 Mr. Cote

00:24:09 Rep. Hunter

00:24:46 Mr. Cote

00:26:53 Rep. Hunter

00:27:16 Mr. Harris

00:29:27 Chairman Wilson
00:29:32 Mr. Harris
00:29:40 Rep. Fleming
00:29:52 Rep. B. Beck
00:30:11 Ms. Ask
00:31:07 Rep. Furey
00:31:34 Mr. Cote
00:32:40 Rep. Fleming
00:33:33 Mr. Cote
00:33:40 Rep. Fleming
00:33:46 Mr. Cote
00:34:02 Rep. Fleming
00:34:23 Mr. Harris
00:36:25 Chairman Wilson
00:36:49 Mr. Cote
00:37:53 Chairman Wilson
00:38:19 Mr. Cote

Closing by Sponsor:

00:38:28 Rep. Hamilton

00:39:28 Chairman Wilson calls a recess.
00:46:04 Vice Chairman Beck resumes hearing.

HEARING ON HB 603

Opening Statement by Sponsor:

00:46:34 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 603, Authorize labor requirements in public works contracts.

Proponents' Testimony:

00:47:14 Evan Barrett, Chief Business Development Officer,
Governor's Office
00:50:47 Dore Schwinden, Deputy Commissioner, Department of
Labor and Industry

EXHIBIT (buh39b02)

00:53:06 Darrell Holzer, Department of Labor and Industry
00:56:19 Jim McGarvey, AFL-CIO
00:57:04 Jason Miller, International Brotherhood of Teamsters
00:58:22 Dennis Danake, Self
00:59:21 Dan Casey, Self
01:00:21 Kim Rickard, Business Manager, Local 1686
01:00:41 Don Judge, Self

EXHIBIT (buh39b03)

Opponents' Testimony:

01:02:23 Nathan Moon, Jackson Contractor Group, Missoula,
Montana
01:03:36 Keith Fergus, Self, Missoula, Montana
01:05:36 Ardine Bjerke, Diamond Construction, Helena, Montana
[EXHIBIT \(buh39b04\)](#)
01:09:13 Lance Shick, Self
[EXHIBIT \(buh39b05\)](#)
01:10:49 Dick Anderson, Self
01:13:10 Gene Schadt, Montana Contractors Association Trust
01:16:30 Aidan Myhre, Montana Dakota Utilities
01:17:11 Tim Roberts, Centuries Company, Lewistown, Montana
01:17:56 John Webster, Self, Missoula, Montana
01:18:27 Derrick Swank, Swank Enterprises
01:18:47 Margaret Morgan, Greater Montana Electrical Workers
01:19:09 Jon Bennion, Montana Chamber of Commerce
[EXHIBIT \(buh39b06\)](#)
01:19:36 Cary Gray, Highway Specialist Incorporated, Great
Falls, Montana
01:20:13 Jacobson, United Materials, Great Falls, Montana
01:20:32 Jim Schmechel, United Materials, Great Falls, Montana
01:20:52 Cary Hegerber, Montana Contractors Association

Informational Testimony:

01:21:31 Cheryl Olsen, Department of Administration

Questions from Committee Members and Responses:

01:22:17 Chairman Wilson
01:22:35 Mr. Judge
01:23:11 Chairman Wilson
01:23:18 Rep. Milburn enters.
01:23:23 Mr. Judge
01:23:41 Rep. B. Beck
01:24:06 Mr. Judge

Closing by Sponsor:

01:24:27 Rep. Hollenbaugh

01:27:16 Chairman Wilson calls a recess.
01:37:50 Chairman Wilson resumes hearing.

HEARING ON HB 608

Opening Statement by Sponsor:

01:37:55 Rep. Jon Sesso (D), HD 76, opened the hearing on
HB 608, Liability for cleanup of insured damaged
property.

Proponents' Testimony:

01:40:22 Bob McCarthy, Self, Butte, Montana
01:42:45 Jeff Miller, Director of Fire Services, Butte Silver
Bow County
01:44:02 Bob Gilbert, City of Glendive

EXHIBIT (buh39b07)

01:46:27 Alan Hulse, CEO Montana Municipal Insurance Authority
01:47:37 Sen. Steve Gallus, SD 37
01:48:22 Cheryl Wood, Montana Association of Counties
01:49:18 Alec Hansen, Montana League of Cities and Towns
01:52:48 Chairman Wilson
01:53:09 Rep. Sesso
01:53:49 Doug Neil, Montana State Firemen's Association
01:54:15 Jack Trethewey, Montana State Council of Professional
Firefighters

Opponents' Testimony:

01:54:46 Greg Van Horssen, State Farm Insurance Company
02:02:38 Jacqueline Lenmark, American Insurance Association
02:06:13 Bruce Spencer, Property Casualty Insurers Association
of America
02:07:17 Steve Turkiewicz, Montana Bankers Association
02:07:47 Steve Yeakel, Montana Independent Bankers

Informational Testimony: None

Questions from Committee Members and Responses:

02:08:14 Rep. Furey
02:08:44 Mr. Van Horssen
02:09:32 Rep. Furey
02:09:47 Mr. Van Horssen
02:10:30 Rep. B. Beck
02:11:05 Mr. Van Horssen
02:11:56 Rep. B. Beck
02:12:19 Mr. Van Horssen
02:12:53 Rep. Furey
02:13:20 Sen. Gallus

Closing by Sponsor:

02:14:35 Rep. Sesso

02:15:50 Chairman Wilson calls a recess.

02:19:22 Vice Chairman Beck resumes hearing.

HEARING ON HB 609

Opening Statement by Sponsor:

02:20:11 Rep. Robin Hamilton (D), HD 92, opened the hearing on
HB 609, Insurer payment of prescription drug costs.

Proponents' Testimony:

02:21:52 Charlie Cromwell, Self

02:25:01 Debra Chittick-Ginnings, Self

02:34:38 Kimberly Gardner, Self

02:38:37 John Mudd, Executive Counsel, State Auditor's Office

02:40:09 Lawrence Ginnings, Self

02:43:02 Mary-Glynn Cromwell, Self

Opponents' Testimony:

02:45:33 Frank Cote, Blue Cross Blue Shield Montana

02:51:13 Tanya Ask, New West Health Services

02:53:58 Susan Witte, General Counsel, Allegiance Benefit Plan
Management, Allegiance Life and Health Insurance

02:54:46 Dennis Lopach, America's Health Insurance Plans

02:55:35 Bruce Spence, Medco

02:56:06 Cheryl Wood, Montana Association of Counties

Informational Testimony: None

Questions from Committee Members and Responses:

02:57:03 Chairman Wilson

02:57:12 Mr. Ginnings

02:57:43 Chairman Wilson

02:58:23 Mr. Cote

02:58:33 Chairman Wilson

02:58:54 Mr. Cote

02:59:29 Chairman Wilson

02:59:38 Mr. Cote

03:00:01 Rep. Boland

03:01:47 Ms. Ask

03:04:06 Rep. Boland

03:04:37 Ms. Ask

03:05:15 Rep. Augare
03:05:42 Mr. Cote
03:05:49 Rep. Berry enters.
03:06:30 Rep. Augare
03:06:35 Mr. Cote
03:06:45 Rep. Augare
03:07:06 Mr. Cote
03:08:13 Rep. Augare
03:10:50 Mr. Cote
03:12:53 Rep. Augare
03:13:38 Mr. Cote
03:14:41 Rep. Smith
03:15:40 Mr. Cote
03:16:41 Rep. Smith
03:18:08 Mr. Cote
03:18:48 Rep. Smith
03:18:56 Mr. Cote
03:19:13 Chairman Wilson
03:20:09 Mr. Cote
03:20:17 Rep. Reichner enters.
03:20:46 Rep. Furey
03:21:58 Mr. Lopach

Closing by Sponsor:

03:23:24 Rep. Hamilton

ADJOURNMENT

03:24:55 Adjournment: 8:24 P.M.

Santella Baglivo, Secretary

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Additional Documents:

EXHIBIT ([buh39bad.pdf](#))